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*Additional Counsel Listed in Signature Block*

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

IN RE: VOLKSWAGEN “CLEAN DIESEL”  
 MARKETING, SALES PRACTICES, AND  
 PRODUCTS LIABILITY LITIGATION,

MDL No.: 3:15-md-02672-CRB

\_\_\_\_\_  
 This Document Relates to:  
*Environmental Protection Commission  
 of Hillsborough County v. Volkswagen AG et al.,  
 No. 16-cv-2210 (N.D. Cal.)*  
*Salt Lake County v. Volkswagen Group of  
 America, Inc. et al., No. 16-cv-5649 (N.D.  
 Cal.)*  
 \_\_\_\_\_

**PLAINTIFFS’ AND DEFENDANTS’  
 STIPULATION AND ~~[PROPOSED]~~  
 ORDER TO EXTEND PARTIAL  
 SUMMARY JUDGMENT  
 DEADLINES**

Pursuant to Civil Local Rule 6-2, Plaintiff the Environmental Protection Commission of Hillsborough County, Florida (“Hillsborough County”), Plaintiff Salt Lake County (“Salt Lake County”) and collectively with Hillsborough County, the “Counties”), and Defendants Volkswagen Group of America, Inc., Audi of America, LLC, Porsche Cars North America, Inc., and Robert Bosch LLC (collectively, “Defendants”), through their respective counsel, agree and stipulate as follows:

1           1.       On July 15, 2022, the Court Ordered a Partial Summary Judgment hearing on “whether  
2 the post-sale software modification in this case violated the Counties’ regulations by increasing  
3 vehicle emissions relative to emissions before the modification,” (“Partial Summary Judgment Issue”)  
4 and set a corresponding discovery and briefing schedule (“Order”).<sup>1</sup>

5           2.       Pursuant to this Order, the Defendants filed their Motion for Partial Summary  
6 Judgment on July 25, 2022.<sup>2</sup>

7           3.       Also on July 25, 2022, the Court issued a notice vacating the initial hearing date of  
8 September 16, 2022 and rescheduling the hearing date for September 30, 2022.<sup>3</sup>

9           4.       To date, some Defendants have already produced numerous documents to the Counties  
10 and the Counties are in the process of reviewing those documents, responding to Defendants’  
11 discovery requests, and obtaining expert opinion on the relevant issues currently before the Court.  
12

13           5.       Accordingly, at the Counties’ request, the Parties have stipulated to extending the  
14 discovery and briefing dates to allow for the efficient use of the additional two-week period prior to  
15 the rescheduled hearing date on September 30, 2022. The extended dates to which the Parties have  
16 stipulated are as follows:  
17

- 18       • August 29, 2022: Discovery ends (updated from August 15, 2022)
- 19       • September 6, 2022: Counties file their Oppositions to Defendants’ Partial Summary Judgment
- 20       brief (updated from August 25, 2022)
- 21       • September 13, 2022: Defendants file their Reply Brief in support of Partial Summary
- 22       Judgment (updated from September 1, 2022).

23           6.       All other deadlines set forth in the Order, including the September 30, 2022 Partial  
24 Summary Judgment hearing, will remain unchanged.  
25

26 \_\_\_\_\_  
27 <sup>1</sup> ECF 8003, at pg. 2.

28 <sup>2</sup> ECF 8010.

<sup>3</sup> ECF 8011.

1 WHEREFORE, the Parties request that the Court issue an order granting the stipulated  
2 extension of the discovery and briefing deadlines under its Order regarding the Partial Summary  
3 Judgment Issue.

4 Dated: August 4, 2022

Respectfully submitted,

5 /s/ C. Lance Gould

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1 Dated: August 4, 2022

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1 Dated: August 4, 2022

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*Counsel for Defendant Robert Bosch LLC*

**ORDER**

Pursuant to the Parties' stipulation, the Court ORDERS the deadlines under the Order prior to the September 30, 2022 Partial Summary Judgment hearing are extended as follows:

August 29, 2022: Discovery ends

September 6, 2022: Counties file their Oppositions to Defendants' Partial Summary Judgment brief

September 13, 2022: Defendants file their Reply Brief in support of Partial Summary Judgment.

**IT IS SO ORDERED.**

Date: August 4, 2022



HONORABLE CHARLES R. BREYER  
UNITED STATES DISTRICT COURT